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6 IN THE UNITED STATES DISTRICT COURT
7 FOR THE DISTRICT OF ARIZONA

8 Earl Dwayne Conrad,

9 Petitioner,

10 vs.

11 Arizona Department of Corrections, et
12 al.,

13 Respondents.
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No. CV-17-08176-PCT-SPL

ORDER

15 Petitioner Earl Dwayne Conrad has filed an amended Petition for Writ of Habeas
16 Corpus pursuant to 28 U.S.C. § 2254 (Doc. 7). The Honorable Eileen S. Willett, United
17 States Magistrate Judge, issued a Report and Recommendation (“R&R”) (Doc. 18),
18 recommending that the Court deny the amended Petition. Judge Willett advised the parties
19 that they had fourteen (14) days to file objections to the R&R and that failure to file timely
20 objections could be considered a waiver of the right to obtain review of the R&R. *Id.* at 8
21 (citing 28 U.S.C. § 636(b)(1); Fed. R. Civ. P. 6, 72; *United States v. Reyna-Tapia*, 328 F.3d
22 1114, 1121 (9th Cir. 2003)). On September 19, 2018, this Court advised Petitioner that he
23 had fourteen (14) days from the date of the Court’s Order to file objections to the R&R
24 (Doc. 21). On October 19, 2018, this Court granted Petitioner’s request for an extension
25 of time to file objections to the R&R, and ordered any objections to be filed within fourteen
26 (14) days of the Court’s Order (Doc. 23).

27 The parties did not file objections, which relieves the Court of its obligation to
28 review the R&R. *See Reyna-Tapia*, 328 F.3d at 1121; *Thomas v. Arn*, 474 U.S. 140, 149

1 (1985) (“[Section 636(b)(1)] does not . . . require any review at all . . . of any issue that is
2 not the subject of an objection.”); Fed. R. Civ. P. 72(b)(3) (“The district judge must
3 determine de novo any part of the magistrate judge’s disposition that has been properly
4 objected to.”). The Court has nonetheless reviewed the R&R and finds that it is well-taken.
5 The Court will adopt the R&R and deny the amended Petition. *See* 28 U.S.C. § 636(b)(1)
6 (stating that the district court “may accept, reject, or modify, in whole or in part, the
7 findings or recommendations made by the magistrate”); Fed. R. Civ. P. 72(b)(3) (“The
8 district judge may accept, reject, or modify the recommended disposition; receive further
9 evidence; or return the matter to the magistrate judge with instructions.”). Accordingly,

10 **IT IS ORDERED:**

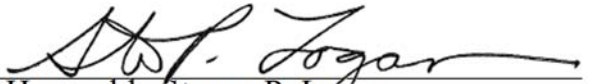
11 1. That Magistrate Judge Willett’s Report and Recommendation (Doc. 18) is
12 **accepted** and **adopted** by the Court;

13 2. That the amended Petition for Writ of Habeas Corpus pursuant to 28 U.S.C.
14 § 2254 (Doc. 7) is **denied** and **dismissed with prejudice**;

15 3. That a certificate of appealability and leave to proceed *in forma pauperis* on
16 appeal are **denied**; and

17 4. That the Clerk of Court shall **terminate** this action.

18 Dated this 20th day of November, 2018.

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23 Honorable Steven P. Logan
United States District Judge
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